

DECLARATION FOR NON-PROVISIONAL PATENT APPLICATION*

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below at 201 et seq. beneath my name.

I believe I am the original, first and sole inventor if only one name is listed at 201 below, or an original, first and joint inventor if plural names are listed at 201 et seq. below, of the subject matter which is claimed and for which a patent is sought on the invention entitled

MULTI-MODE LIGHTER

and for which a patent application:

☒ was filed in the United States on August 26, 2003 as Application No. 10/647,505

☒ is identified by Pennie & Edmonds LLP docket No. 618-1170-999

I hereby state that I have reviewed and understand the contents of the above identified application, including the claims, as amended by any amendment referred to above

I acknowledge the duty to disclose information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY, FILED PRIOR TO THE FILING DATE OF THE APPLICATION				
APPLICATION NUMBER	COUNTRY	DATE OF FILING (day, month, year)	PRIORITY CLAIMED	
			YES <input type="checkbox"/>	NO <input type="checkbox"/>
			YES <input type="checkbox"/>	NO <input type="checkbox"/>

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

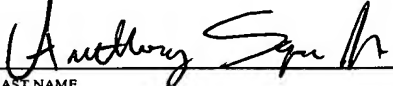
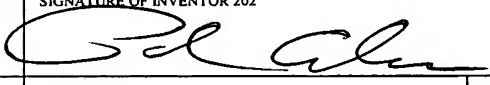
PROVISIONAL APPLICATION NUMBER	FILING DATE

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

NON-PROVISIONAL APPLICATION SERIAL NO.	FILING DATE	STATUS		
		PATENTED	PENDING	ABANDONED
10/389,975	March 18, 2003		<input checked="" type="checkbox"/>	
10/085,045	March 1, 2002		<input checked="" type="checkbox"/>	
09/819,021	March 27, 2001	<input checked="" type="checkbox"/>		
09/817,278	March 27, 2001		<input checked="" type="checkbox"/>	
09/704,689	November 3, 2000	<input checked="" type="checkbox"/>		

* for use only when the application is assigned to a company, partnership or other organization.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

2 0 1	FULL NAME OF INVENTOR	LAST NAME SGROI JR.	FIRST NAME Anthony	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Wallingford	STATE OR FOREIGN COUNTRY CT	COUNTRY OF CITIZENSHIP USA	
	POST OFFICE ADDRESS	STREET 64 Bayberry Drive	CITY Wallingford	STATE OR COUNTRY CT	ZIP CODE 06492
	SIGNATURE OF INVENTOR 201 			DATE 9-Dec-03	
2 0 2	FULL NAME OF INVENTOR	LAST NAME ADAMS	FIRST NAME Paul	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY Monroe	STATE OR FOREIGN COUNTRY CT	COUNTRY OF CITIZENSHIP USA	
	POST OFFICE ADDRESS	STREET 21 Perry Drive	CITY Monroe	STATE OR COUNTRY CT	ZIP CODE 06468
	SIGNATURE OF INVENTOR 202 			DATE 9-DEC-03	
2 0 3	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 203			DATE	
2 0 4	FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME	
	RESIDENCE & CITIZENSHIP	CITY	STATE OR FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP	
	POST OFFICE ADDRESS	STREET	CITY	STATE OR COUNTRY	ZIP CODE
	SIGNATURE OF INVENTOR 204			DATE	



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Anthony SGROI, Jr. et al.

Confirmation No.: 2713

Serial No.: 10/647,505

Art Unit: 3749

Filed: August 26, 2003

Examiner: To be assigned

For: MULTI-MODE LIGHTER

Attorney Docket No: 618-1170-999

**SUBMISSION OF POWER OF ATTORNEY AND
EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. § 3.71**

Commissioner For Patents
P.O. Box 1450
Alexandria, VA 22313-1450

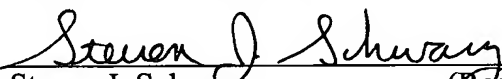
Sir:

Enclosed herewith is a Power of Attorney executed by an authorized officer of the Assignee, BIC Corporation. Please place the executed Power of Attorney in the file of the above-identified application.

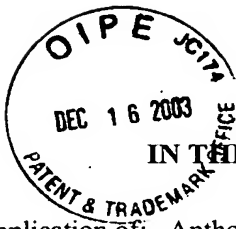
No fee is believed to be due for this submission. If any fees are due, please charge such fees to Pennie & Edmonds LLP deposit account no. 16-1150.

Respectfully submitted,

Date: December 16, 2003


Steven J. Schwarz (Reg. No. 47,070)
For: Brian M. Rothery (Reg. No. 35,340)
PENNIE & EDMONDS LLP
1667 K Street, N.W.
Washington, D.C. 20006
(202) 496-4400

Enclosure



POWER OF ATTORNEY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Anthony SGROI, Jr. *et al.*

Confirmation No.: 2713

Serial No.: 10/647,505

Art Unit: 3749

Filed: August 26, 2003

Examiner: Not Yet Assigned

For: MULTI-MODE LIGHTER

Attorney Docket No.: 618-1170-999

**POWER OF ATTORNEY BY ASSIGNEE
AND EXCLUSION OF INVENTOR(S) UNDER 37 C.F.R. 3.71
WITH STATEMENT UNDER C.F.R. 3.73(b)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned assignee of the entire interest in the above-identified subject application hereby appoints Berj A. Terzian (Reg. No. 20060), David Weild, III (Reg. No. 21094), Barry D. Rein (Reg. No. 22411), Philip T. Shannon (Reg. No. 24278), Francis E. Morris (Reg. No. 24615), Gidon D. Stern (Reg. No. 27469), John J. Lauter, Jr. (Reg. No. 27814), Brian M. Poissant (Reg. No. 28462), Rory J. Radding (Reg. No. 28749), Donald J. Goodell (Reg. No. 19766), Thomas E. Friebe (Reg. No. 29258), Laura A. Coruzzi (Reg. No. 30742), Geraldine F. Baldwin (Reg. No. 31232), Victor N. Balancia (Reg. No. 31231), Samuel B. Abrams (Reg. No. 30605), Adriane M. Antler (Reg. No. 32605), Thomas G. Rowan (Reg. No. 34419), James G. Markey (Reg. No. 31636), Thomas D. Kohler (Reg. No. 32797), Scott D. Stimpson (Reg. No. 33607), Gary S. Williams (Reg. No. 31066), Ann L. Gisolfi (Reg. No. 31956), Kelly D. Talcott (Reg. No. 39582), Francis D. Cerrito (Reg. No. 38100), Anthony M. Insogna (Reg. No. 35203), Brian M. Rothery (Reg. No. 35340), Brian D. Siff (Reg. No. 35679), Michael J. Lyons (Reg. No. 37386), Nikolaos C. George (Reg. No. 39201), Stephen S. Rabinowitz (Reg. No. 40286), Ognjan V. Shentov (Reg. No. 38051), Kenneth L. Stein (Reg. No. 38704), Andrew J. Gray (Reg. No. 41796), Henry C. Lebowitz (Reg. No. 36196), Leo Merken (Reg. No. 41192), Margaret B. Brivanlou (Reg. No. 40922), David R. Owens (Reg. No. 40756), Matthew E. Langer (Reg. No. 36343), Karen G. Horowitz (Reg. No. 35199), T. Christopher Tsang (Reg. No. 40258), and Carl P. Bretscher (Reg. No. 41635), all of Pennie & Edmonds LLP, whose addresses are 1155 Avenue of the Americas, New York, New York 10036, 1667 K Street N.W., Washington, DC 20006 and 3300 Hillview Avenue, Palo Alto, CA 94304, all of Pennie & Edmonds LLP (PTO Customer No. 20583), as its attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith, said appointment to be to the exclusion of the inventors and their attorney(s) in accordance with the provisions of 37 C.F.R. 3.71, provided that, if any one of these attorneys ceases being affiliated with the law firm of Pennie & Edmonds LLP as partner, counsel, or employee, then the appointment of that attorney and all powers derived therefrom shall terminate on the date such attorney ceases being so affiliated.

Please direct all correspondence for this application to customer no. 20852.

Statement Under 37 C.F.R. 3.73(b)

BIC CORPORATION states that it is the assignee of the entire right, title, and interest in the patent application/patent identified above by virtue of an assignment from the inventor(s) of the patent application/patent identified above. The assignment is submitted concurrently herewith for recording.

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

ASSIGNEE: BIC CORPORATION

Date: DEC. 9, 2003

Signature:



Typed Name:

Thomas M. Kelleher
Sr. Vice President, Admin., General

Position/Title:

Counsel & Secretary
BIC Corporation

Address:

500 BIC Drive
Milford, CT 06460